



PUBLIC NOTICE

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**WIRELINE COMPETITION BUREAU GRANTS MOTION FOR EXTENSION OF TIME TO
FILE OPPOSITION TO REQUEST FOR STAY IN THE *COMMUNICATIONS ASSISTANCE
FOR LAW ENFORCEMENT ACT AND BROADBAND ACCESS AND SERVICES* PROCEEDING**

ET DOCKET NO. 04-295

On November 25, 2005, the United States Department of Justice (DOJ) filed a motion, pursuant to section 1.46(b) of the Commission's rules,¹ to extend the deadline for responding to a pending request for stay of the Commission's First Report and Order in the *Communications Assistance for Law Enforcement Act and Broadband Access and Services* proceeding.² DOJ seeks a two-day extension of the November 30, 2005 deadline for filing oppositions, to take into account that the seven-day period for responding to the request for stay includes the Thanksgiving holiday and the following Friday.

Motions for extensions of time are not routinely granted.³ Nevertheless, we do occasionally grant limited extensions of time when we find that the public interest would be served by doing so. In this case, we believe that granting DOJ's motion is in the public interest. Given that the Thanksgiving holiday effectively shortened the normal time for responding to the request for stay, that the requested extension will not interfere with the Commission's ability to respond to the request for stay, and that the parties who filed the request for stay do not oppose DOJ's motion, we find that a modest extension of two days is appropriate. Parties therefore have until **December 2, 2005** to file oppositions to the request for stay.

For further information, contact Carol Simpson, Competition Policy Division, Wireline Competition Bureau, (202) 418-2391.

¹ 47 C.F.R. § 1.46(b).

² See United States Department of Justice, Unopposed Motion for Extension of Time to File Opposition to Stay Request, ET Docket No. 04-295 (filed Nov. 25, 2005); Center for Democracy & Technology, *et al.*, Request for Stay Pending Issuance of Subsequent Orders and for Stay Pending Judicial Review, ET Docket No. 04-295 (filed Nov. 23, 2005); *Communications Assistance for Law Enforcement Act and Broadband Access and Services*, ET Docket No. 04-295, First Report and Order and Further Notice of Proposed Rulemaking, 20 FCC Rcd 14989 (2005).

³ See 47 C.F.R. § 1.46(a).